

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b)

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The Bank of New York Mellon as Trustee for CWABS,
Inc. Asset-Backed Certificates, Series 2006-11

In Re:
Darryl B. Monticello,

Debtor.



Order Filed on October 12, 2018
by Clerk
U.S. Bankruptcy Court
District of New Jersey

Case No.: 16-25565 KCF

Adv. No.:

Hearing Date: 8/22/18 @ 9:00 a.m..

Judge: Katherine C. Ferguson

**ORDER CURING POST-PETITION ARREARS & RESOLVING MOTION FOR
RELIEF FROM STAY**

The relief set forth on the following pages, numbered two (2) through two (2) is hereby
ORDERED.

DATED: October 12, 2018

A handwritten signature in black ink, appearing to read "Katherine C. Ferguson".

Honorable Kathryn C. Ferguson
United States Bankruptcy Judge

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Debtor: Darryl B. Monticello

Case No: 16-25565 KCF

Caption of Order: ORDER CURING POST-PETITION ARREARS AND RESOLVING MOTION FOR RELIEF FROM STAY

This matter having been brought before the Court by KML Law Group, P.C., attorneys for Secured Creditor, The Bank of New York Mellon as Trustee for CWABS, Inc. Asset-Backed Certificates, Series 2006-11, Denise Carlon appearing, upon a motion to vacate the automatic stay as to real property located at 419 Arbutus Drive, Point Pleasant Beach, NJ, 08742, and it appearing that notice of said motion was properly served upon all parties concerned, and this Court having considered the representations of attorneys for Secured Creditor and Marc C. Capone, Esquire, attorney for Debtors, and for good cause having been shown

It is **ORDERED, ADJUDGED and DECREED** that as of September 17, 2018 Debtors are in arrears outside of the Chapter 13 Plan to Secured Creditor for payments due March 2018 through September 2018 for a total post-petition default of \$25,527.26 (2 @ \$3,729.00, 5 @ 3,721.63, less suspense \$538.89); and

It is **ORDERED, ADJUDGED and DECREED** that Debtor shall make an immediate payment of \$7,443.26 to be received no later than August 31, 2018; and

It is **ORDERED, ADJUDGED and DECREED** that Debtor shall make an immediate payment of \$11,164.89 to be received no later than September 15, 2018; and

It is further **ORDERED, ADJUDGED and DECREED** that the balance of the arrears in the amount of \$6,919.11 shall be added to the affidavit of amount due and paid through Debtors' Chapter 13 plan; and

It is further **ORDERED, ADJUDGED and DECREED** that regular mortgage payments are to resume October 1, 2018, directly to Secured Creditor's servicer, Select Portfolio Servicing, Inc. PO Box 65450, Salt Lake City, UT 84165 (Note: the amount of the monthly mortgage payment is subject to change according to the terms of the note and mortgage); and

It is further **ORDERED, ADJUDGED and DECREED** that for the Duration of Debtors' Chapter 13 bankruptcy proceeding, if any of the cure payments or regular monthly mortgage payments are not made within thirty (30) days of the date said payment is due, Secured Creditor may obtain an Order Vacating Automatic Stay as to Real Property by submitting a Certification of Default to the Court indicating such payment is more than thirty days late, and Debtors shall have fourteen days to respond; and

It is further **ORDERED, ADJUDGED and DECREED** that a copy of any such application, supporting certification, and proposed Order must be served on the Trustee, Debtors, and Debtors' counsel at the time of submission to the Court and Secured Creditor's Motion for Relief is hereby resolved.